

BRAYTON v PURCELL LLP
CLAYTON W. KENT (Bar No. 123164)
222 Rush Landing Road
P.O. Box 6169
Novato, California 94948-6169
Telephone: (415) 898-1555

Attorneys for Plaintiffs
RALPH H. MCKEE, JR. and KRISTINE MCKEE

SEDGWICK, DETERT, MORAN & ARNOLD LLP
GREGORY C. READ (Bar No. 49713)
STEVEN D. WASSERMAN (Bar No. 88291)
MICHAEL L. FOX (Bar No. 173355)
One Market Plaza,
Steuart Tower, 8th Floor
San Francisco, California 94105
Telephone: (415) 781-7900
Facsimile: (415) 781-2635
E-Mail: gregory.read@sdma.com;
steven.wasserman@sdma.com; michael.fox@sdma.com

Attorneys for Defendant
CATERPILLAR INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RALPH H. MCKEE, JR. AND KRISTINE
MCKEE,

Plaintiffs,

v.

CATERPILLAR INC.; and DOES 1-100,
inclusive,

Defendants.

CASE NO. C-07-3900-WHA

**DECLARATION OF STEVEN D.
WASSERMAN IN SUPPORT OF
STIPULATION AND [PROPOSED]
ORDER FOR CONTINUANCE OF
INITIAL CASE MANAGEMENT
CONFERENCE AND RELATED DATES**

Judge: Hon. William H. Alsup
Courtroom: 9 (19th Floor)

I, Steven D. Wasserman, declare:

1. I am an attorney admitted to practice in the State of California and before this

-1-

**DECLARATION OF STEVEN D. WASSERMAN IN SUPPORT OF STIPULATION AND [PROPOSED]
ORDER FOR CONTINUANCE OF INITIAL CASE MANAGEMENT CONFERENCE AND RELATED
DATES**

CASE NO. C-07-3900-WHA

1 Court, and am a member of the firm of Sedgwick, Detert, Moran & Arnold LLP, counsel of
2 Caterpillar Inc., the defendant in this action. I make the following declaration
3 based on my own personal knowledge.

4 2. The parties' request to continue the initial case management conference from
5 November 15, 2007 to December 6, 2007 is the first request for a continuance that has been made
6 in this case. There have been no previous time modifications, whether by stipulation or Court
7 order.

8 4. Given that there are no other upcoming deadlines, this short continuance ought not
9 to have any significant impact on the case's progress. Further, in the interim the parties are
10 meeting and conferring on all discovery matters, including obtaining the serial number for the
11 980F at issue, as well as authorizing the release of plaintiff's social security earnings records,
12 employment and medical records. Accordingly, the continuance of the initial disclosure and Rule
13 26(f) report deadlines to November 29, 2007 may help to conserve judicial and the parties'
14 resources, due, in part, to the parties' ongoing meet and confer efforts.

15 I declare under penalty of perjury under the laws of the United States that the foregoing is
16 true and correct.

17 Dated: October 29, 2007

18 /s/ Steven D. Wasserman
Steven D. Wasserman